

IN THE UNITED STATES DISTRICT COURT

MAR 26 2024

FOR THE DISTRICT OF NEW MEXICO

MITCHELL R. ELFERS
CLERK

UNITED STATES OF AMERICA,)

Plaintiff,)

vs.)

ROBERT ABEYTA,)

Defendant.)

CRIMINAL NO. 24-369 DHU

Count 1: 18 U.S.C. §§ 1153, 113(a)(6):
Assault Resulting in Serious Bodily
Injury;

Count 2: 18 U.S.C. §§ 1153, 113(a)(3):
Assault with a Dangerous Weapon;

Count 3: 18 U.S.C. § 924(c)(1)(A)(iii):
Using and Carrying a Firearm During and
in Relation to a Crime of Violence;
Discharging Said Firearm.

INDICTMENT

The Grand Jury charges:

Count 1

On or about June 28, 2023, in Indian Country, in Rio Arriba County, in the District of New Mexico, the defendant, **ROBERT ABEYTA**, an Indian, assaulted John Doe, and the assault resulted in serious bodily injury.

In violation of 18 U.S.C. §§ 1153 and 113(a)(6).

Count 2

On or about June 28, 2023, in Indian Country, in Rio Arriba County, in the District of New Mexico, the defendant, **ROBERT ABEYTA**, an Indian, assaulted John Doe with a dangerous weapon, specifically, a firearm, with intent to do bodily harm.

In violation of 18 U.S.C. §§ 1153 and 113(a)(3).

Count 3

On or about June 28, 2023, in Rio Arriba County, in the District of New Mexico, the defendant, **ROBERT ABEYTA**, knowingly used and carried a firearm, during and in relation to a crime of violence for which the defendant may be prosecuted in a court of the United States, specifically, Assault with a Dangerous Weapon as charged in Count 2 of this indictment, and the firearm was discharged.

In violation of 18 U.S.C. § 924(c)(1)(A)(iii).

A TRUE BILL:

151
FOREPERSON OF THE GRAND JURY


Assistant United States Attorney